

## **Town Board Minutes**

December 19, 2016

Meeting No. 38

A Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at 21 Central Avenue, Lancaster, New York on the 19<sup>th</sup> day of December 2016 at 7:00 P.M. and there were

**PRESENT:** JOHN ABRAHAM, COUNCIL MEMBER  
DAWN GACZEWSKI, COUNCIL MEMBER  
RONALD RUFFINO, COUNCIL MEMBER  
MATTHEW WALTER, COUNCIL MEMBER  
JOHANNA COLEMAN, SUPERVISOR

**ABSENT:** NONE

**ALSO PRESENT:** DIANE TERRANOVA, TOWN CLERK  
KEVIN LOFTUS, TOWN ATTORNEY  
MATTHEW FISCHIONE, CODE ENFORCEMENT OFFICER  
MARK LUBERA, PARK CREW CHIEF  
DANIEL AMATURA, HIGHWAY SUPERINTENDENT  
ROBERT HARRIS, ENGINEER, WM. SCHUTT & ASSOCIATES  
MARCO LAURIENZO, POLICE CAPTAIN

### **EXECUTIVE SESSION:**

AT 7:48 P.M., UPON A MOTION DULY MADE BY COUNCIL MEMBER ABRAHAM, SECONDED BY COUNCIL MEMBER GACZEWSKI AND CARRIED, the Town Board entered into Executive Session to deliberate on the announced purpose of discussing a personnel matter.

At 8:07 P.M., the Town Board reconvened with all members present. The Town Clerk reported that no official actions were taken by the Town Board in Executive Session.

## **PERSONS ADDRESSING TOWN BOARD:**

**Maddock, Frank**, spoke to the Town Board on the following matter:

- Comments regarding the meeting he attended regarding Como Park lake cleanup.

**Welker, Paul**, spoke to the Town Board on the following matters:

- Comments regarding safety concerns with bicyclists on the roads at night.
- Concerns with the visibility of house numbers for emergency situations.
- Informed the Town Board that the Lancaster Volunteer Ambulance Corps have answered over 5000 calls for 2016.

**PUBLIC HEARING SCHEDULED FOR 7:15 P.M.: #1 Fire Protection Services –**  
Bowmansville Volunteer Fire Association, Inc.

ON MOTION BY COUNCIL MEMBER ABRAHAM, SECONDED BY COUNCIL MEMBER GACZEWSKI AND CARRIED, the public hearing was opened.

At 7:15 P.M., the Town Board held a Public Hearing to hear all interested persons upon a proposed three-year contract for Fire Protection Services.

The affidavits of publication and posting of this Public Hearing are on file and a copy of the Legal Notice has been posted.

| <b>NAME OF PERSONS ADDRESSING<br/>THE BOARD ON THIS SUBJECT</b> | <b>Proponent/<br/>Opponent/<br/>Comments/Question</b> |
|---|---|
| Mark Lawniczak<br>Chief, Bowmansville VFA                       | Proponent   |

ON MOTION BY COUNCIL MEMBER GACZEWSKI, SECONDED BY COUNCIL MEMBER WALTER AND CARRIED, the public hearing was closed at 7:17 P.M.

Decision on this matter was reserved.

December 19, 2016

**PUBLIC HEARING SCHEDULED FOR 7:15 P.M.: #2 Fire Protection Services –**  
Millgrove Volunteer Fire Department, Inc.

ON MOTION BY COUNCIL MEMBER ABRAHAM, SECONDED BY COUNCIL MEMBER GACZEWSKI AND CARRIED, the public hearing was opened.

At 7:17 P.M., the Town Board held a Public Hearing to hear all interested persons upon a proposed three-year contract for Fire Protection Services.

The affidavits of publication and posting of this Public Hearing are on file and a copy of the Legal Notice has been posted.

| <b>NAME OF PERSONS ADDRESSING<br/>THE BOARD ON THIS SUBJECT</b> | <b>Proponent/<br/>Opponent/<br/>Comments/Question</b> |
|---|---|
| Mark Lawniczak<br>Chief, Bowmansville VFA                       | Proponent   |

ON MOTION BY COUNCIL MEMBER WALTER, SECONDED BY COUNCIL MEMBER ABRAHAM AND CARRIED, the public hearing was closed at 7:18 P.M.

Decision on this matter was reserved

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**PUBLIC HEARING SCHEDULED FOR 7:15 P.M.: #3 Fire Protection Services – Town Line Volunteer Fire Department, Inc.**

ON MOTION BY COUNCIL MEMBER ABRAHAM, SECONDED BY COUNCIL MEMBER GACZEWSKI AND CARRIED, the public hearing was opened.

At 7:19 P.M., the Town Board held a Public Hearing to hear all interested persons upon a proposed three-year contract for Fire Protection Services.

The affidavits of publication and posting of this Public Hearing are on file and a copy of the Legal Notice has been posted.

| <b>NAME OF PERSONS ADDRESSING<br/>THE BOARD ON THIS SUBJECT</b> | <b>Proponent/<br/>Opponent/<br/>Comments/Question</b> |
|---|---|
| Mark Lawniczak<br>Chief, Bowmansville VFA                       | Proponent   |

ON MOTION BY COUNCIL MEMBER WALTER, SECONDED BY COUNCIL MEMBER ABRAHAM AND CARRIED, the public hearing was closed at 7:20 P.M.

Decision on this matter was reserved.

December 19, 2016

**PUBLIC HEARING SCHEDULED FOR 7:15 P.M.: #4 Fire Protection Services – Twin District Volunteer Fire Company, Inc.**

ON MOTION BY COUNCIL MEMBER ABRAHAM, SECONDED BY COUNCIL MEMBER GACZEWSKI AND CARRIED, the public hearing was opened.

At 7:20 P.M., the Town Board held a Public Hearing to hear all interested persons upon a proposed three-year contract for Fire Protection Services.

The affidavits of publication and posting of this Public Hearing are on file and a copy of the Legal Notice has been posted.

| <b>NAME OF PERSONS ADDRESSING<br/>THE BOARD ON THIS SUBJECT</b> | <b>Proponent/<br/>Opponent/<br/>Comments/Question</b> |
|---|---|
| Mark Lawniczak<br>Chief, Bowmansville VFA                       | Proponent   |

ON MOTION BY COUNCIL MEMBER WALTER, SECONDED BY COUNCIL MEMBER ABRAHAM AND CARRIED, the public hearing was closed at 7:21 P.M.

Decision on this matter was reserved.

December 19, 2016

**PRESENTATION OF PREFILED RESOLUTIONS:**

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR COLEMAN, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER WALTER, TO WIT:

**RESOLVED,** that the minutes of the Joint Meeting of the Town Board and the Planning Board held December 5, 2016 and the Regular Meeting of the Town Board held December 5, 2016 be and are hereby approved.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

|                          |           |
|--------------------------|-----------|
| COUNCIL MEMBER ABRAHAM   | VOTED YES |
| COUNCIL MEMBER GACZEWSKI | VOTED YES |
| COUNCIL MEMBER RUFFINO   | ABSTAINED |
| COUNCIL MEMBER WALTER    | VOTED YES |
| SUPERVISOR COLEMAN       | VOTED YES |

December 19, 2016

File: RMIN (P1)

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR COLEMAN, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER ABRAHAM, TO WIT:

**RESOLVED**, that the following Audited Claims be and are hereby ordered  
paid from their respective accounts as per abstract to be filed in the Office of the Town Clerk  
by the Assistant to the Supervisor, to wit:

Claim No. 46662 to Claim No. 46831 Inclusive

Total amount hereby authorized to be paid: \$663,166.32

The question of the foregoing resolution was duly put to a vote on roll call  
which resulted as follows:

|                          |       |     |
|--------------------------|-------|-----|
| COUNCIL MEMBER ABRAHAM   | VOTED | YES |
| COUNCIL MEMBER GACZEWSKI | VOTED | YES |
| COUNCIL MEMBER RUFFINO   | VOTED | YES |
| COUNCIL MEMBER WALTER    | VOTED | YES |
| SUPERVISOR COLEMAN       | VOTED | YES |

December 19, 2016

File: Rclaims

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCIL MEMBER ABRAHAM, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER GACZEWSKI, TO WIT:

**RESOLVED** that the following Building Permit applications be and are hereby reaffirmed:

**CODES:**

- (SW) = Sidewalks as required by Chapter 12-1B of the Code of the Town of Lancaster are waived for this permit.  
(CSW) = Conditional sidewalk waiver  
(V/L) = Village of Lancaster

**NEW PERMITS:**

| Pmt # | SW | Applicant Name                 | Address                | STRUCTURE           | Village |
|-------|----|--------------------------------|------------------------|---------------------|---------|
| 26199 |    | Boris Harison                  | 5 Steinfeldt Rd        | Re-Roof             |         |
| 26200 |    | 40 Ward Road, LLC              | 40 Ward Rd             | Er. Comm. Add./Alt. |         |
| 26201 |    | Rogers Construction            | 1258 Townline Rd       | Er. Porch Cover     |         |
| 26202 |    | Allied Fire Protection Systems | 5547 Broadway          | Er. Comm. Add./Alt. | (V/L)   |
| 26203 |    | Matthew & Bonnie Piatkowski    | 22 Riemers Ave         | Er. Res. Alt.       |         |
| 26204 |    | Fairway Hills Development      | 6 Pear Tree Ln         | Er. Dwlg.-Sin.      |         |
| 26205 |    | Buffalo Roofing Co., LLC       | 74 Wilkshire Pl        | Re-Roof             | (V/L)   |
| 26206 |    | Rockwell Construction Inc.     | 12 Blackstone Ct       | Er. Dwlg.-Sin.      |         |
| 26207 |    | ABS Foundation Services        | 44 Lake Forest Pky E   | Er. Res. Alt.       |         |
| 26208 |    | TDB Properties LLC             | 3981 Walden Ave        | Er. Comm. Add./Alt. |         |
| 26210 |    | Carrie Allen                   | 72 Albert Dr           | Er. Shed            | (V/L)   |
| 26211 |    | Eric & Andrea Miller           | 86 Newberry Ln         | Inst. Generator     |         |
| 26212 |    | Hannah Demolition Inc.         | 5827 Broadway          | Dem. Comm. Bldg.    |         |
| 26213 |    | Sebastian & Regina Szachta     | 6 Middlebury Ln        | Er. Fence           |         |
| 26214 |    | Robert Monti                   | 5813 Broadway          | Er. Sign - Temp     |         |
| 26215 |    | Michael & Tiffany Hatsios      | 5545 Genesee St        | Re-Roof             |         |
| 26216 |    | Dalex Construction Inc.        | 1 Stony Brook Dr       | Re-Roof             |         |
| 26217 |    | James Paprocki                 | 731 Ransom Rd          | Er. Shed            |         |
| 26218 |    | Lovejoy Builders Inc.          | 37 Ann Marie Dr        | Er. Dwlg.-Sin.      |         |
| 26219 |    | Richard Cieczka                | 227 Ransom Rd          | Er. Garage          |         |
| 26220 |    | Marilyn Moran                  | 181 Enchanted Forest S | Inst. Generator     |         |
| 26221 |    | ECC Electrical Construction    | 15 Gale Dr             | Inst. Generator     |         |
| 26222 |    | ECC Electrical Construction    | 183 Enchanted Forest S | Inst. Generator     |         |

**RESOLVED**, that the Building Permit Applications herein coded (SW) for sidewalk waiver be and are hereby reaffirmed with a waiver of the Town Ordinance requirement for sidewalks, and

**BE IT FURTHER**

**RESOLVED**, that the Building Permit Applications herein coded (CSW) for conditional sidewalk waiver be and are hereby reaffirmed with a waiver of the Town Ordinance required for sidewalks, however, the waiver is granted upon the expressed condition that the Town of Lancaster, at any future date, reserves the right to order sidewalk installation at the expense of the property owner.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

|                          |       |     |
|--------------------------|-------|-----|
| COUNCIL MEMBER ABRAHAM   | VOTED | YES |
| COUNCIL MEMBER GACZEWSKI | VOTED | YES |
| COUNCIL MEMBER RUFFINO   | VOTED | YES |
| COUNCIL MEMBER WALTER    | VOTED | YES |
| SUPERVISOR COLEMAN       | VOTED | YES |

December 19, 2016

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCIL MEMBER ABRAHAM, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER WALTER, TO WIT:

**WHEREAS**, the Town Board is considering granting Upstate Cellular Network, d/b/a Verizon Wireless, permission to co-locate on an existing telecommunications tower located on privately owned property located at 69 Cemetery Road (SBL No. 105.00-5-46), in the Town of Lancaster, Erie County, New York, and

**WHEREAS**, the Town of Lancaster Municipal Review Committee has reviewed the environmental impact of this project pursuant to SEQR regulations at their meeting on December 5, 2016 and recommended that a Negative Declaration be issued, and

**WHEREAS**, the Town Board has duly considered the plans for the project, using the Long Environmental Assessment Form, the criteria for determining significance set forth in 6 N.Y.C.R.R. § 617.7(c) of the State Environmental Quality Review Act (“SEQRA”) regulations, and such other information deemed appropriate, including the recommendation of the Municipal Review Committee; and

**WHEREAS**, the Town Board has identified the relevant areas of environmental concern, has taken a hard look at these areas, and has made a reasoned elaboration of the basis for its determination; and

**WHEREAS**, the proposed action has been labeled an “Unlisted” action under SEQRA.

**NOW, THEREFORE,**  
**BE IT RESOLVED** by the Town Board of the Town of Lancaster that:

1. This project, described as the installation of an unmanned wireless communication facility located on the existing property which will include : Six (6) antennas and related equipment to be mounted to the existing 180± tall self-support tower (184.0± including 4' lightning rod) at a center-line height of 140± an 11'-6" x 16'-0" equipment platform and a 500 gallon propane tank within an existing 70'-3" x 70'-3" fenced compound, and all related coaxial cabling and utility services (power and telephone), will not result in any large and important impacts and, therefore, it is an action will not result in any significant environmental impacts and hereby issues a negative declaration pursuant to SEQRA for the reasons stated herein.
2. The Town Clerk shall file a copy of the Negative Declaration in the file for the Project.
3. The Town Attorney's Office shall prepare and file a Notice of Determination of Non-Significance with the petitioner and with all required New York State and Erie County agencies, filing a copy of the letter of transmittal.
4. This resolution is effective immediately.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

|                          |       |     |
|--------------------------|-------|-----|
| COUNCIL MEMBER ABRAHAM   | VOTED | YES |
| COUNCIL MEMBER GACZEWSKI | VOTED | YES |
| COUNCIL MEMBER RUFFINO   | VOTED | YES |
| COUNCIL MEMBER WALTER    | VOTED | YES |
| SUPERVISOR COLEMAN       | VOTED | YES |

December 19, 2016



**NEGATIVE DECLARATION**  
**Determination of Non-Significance**

**Town of Lancaster Town Board**

**Dated: December 19, 2016**

This notice is issued pursuant to Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act) of the Environmental Conservation Law.

The Town of Lancaster Town Board (the "Town Board"), has reviewed the proposed co-location action of Upstate Cellular Network, d/b/a Verizon Wireless, on an existing cell Tower on +/-1.50 acre parcel. The Town Board has determined the Project will not have a significant adverse environmental impact and that a Draft Environmental Impact Statement will not be prepared.

**Name of Action:** Verizon Wireless (Location Code 316995-Nichter Rd.) co-location facility.

**Location of Action:** 69 Cemetery Road (SBL No. 105.00-5-46), Lancaster, New York 14086, Erie County.

**SEQR Status:** Unlisted Action.

**Description of Action:** The installation of an unmanned wireless communication facility located on the existing property. Said property being located approximately 0.35 miles north of the intersection of Cemetery Road and Broadway (U.S. Route 20). Access to the proposed facility will originate from Cemetery Road utilizing the existing gravel access road.

In general, the installation will consist of the following: Six (6) antennas and related equipment to be mounted to the existing 180± tall self-support tower (184.0± including 4' lightning rod) at a center-line height of 140± an 11'-6" x 16'-0" equipment platform and a 500 gallon propane tank within an existing 70'-3" x 70'-3" fenced compound, and all related coaxial cabling and utility services (power and telephone).

**Reasons Supporting this Determination:** Potential environmental impacts associated with the Project were identified in the Environmental Assessment Form. The Town analyzed the project under the criteria for determining significance identified in 6 NYCRR § 617.7(c)(1) and in accordance with 6 NYCRR § 617.7(c)(2) and (3). As indicated below based on each criterion specified in 6 NYCRR § 617.7(c)(1), the Project will not have a significant adverse impact on the environment.

- 1. Impact on land - No impact.**
- 2. Impact on Geological Features – No impact.**
- 3. Impacts on Surface Water – No impact.**
- 4. Impact on Groundwater – No impact.**

5.     **Impact on Flooding – No impact.**
6.     **Impact on Air – No impact.**
7.     **Impact on Plants and Animals – No impact.**
8.     **Impact on Agricultural Resources – No impact.**
9.     **Impact on Aesthetic Resources – No impact.**
10.    **Impact on Historic and Archeological Resources – No impact.**
11.    **Impact on Open Space and Recreation – No impact.**
12.    **Impact on Critical Environmental Areas – N/A**
  - The Town of Lancaster has not established a Critical Environmental Area (CEA).
13.    **Impact on Transportation – No impact.**
14.    **Impact on Energy – No impact.**
15.    **Impact on Noise, Odor and Light – No –impact.**
16.    **Impact on Human Health – No impact.**
  - It is noted that the installation of a 500 gallon propane tank will not have an impact since it will be installed a safe distance from any residences.
17.    **Consistency with Community Plans – No Impact.**
18.    **Consistency with Community Character – No impact.**

**For Further Information:**

|                   |   |
|-------------------|---|
| Contact Person:   | Kevin E. Loftus, Town Attorney                                      |
| Address:          | Town of Lancaster<br>21 Central Avenue<br>Lancaster, New York 14086 |
| Telephone Number: | (716) 684-3342  |

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCIL MEMBER ABRAHAM, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER GACZEWSKI, TO WIT:

**WHEREAS**, the Town Board is considering granting T-Mobile Northeast, LLC, permission to co-locate on an existing telecommunications tower located on Town-owned property located on South Penora Street (SBL No. 115.18-2-20), in the Town of Lancaster, Erie County, New York, and

**WHEREAS**, the Town of Lancaster Municipal Review Committee has reviewed the environmental impact of this project pursuant to SEQR regulations at their meeting on December 5, 2016 and recommended that a Negative Declaration be issued, and

**WHEREAS**, the Town Board has duly considered the plans for the project, using the Long Environmental Assessment Form, the criteria for determining significance set forth in 6 N.Y.C.R.R. § 617.7(c) of the State Environmental Quality Review Act (“SEQRA”) regulations, and such other information deemed appropriate, including the recommendation of the Municipal Review Committee; and

**WHEREAS**, the Town Board has identified the relevant areas of environmental concern, has taken a hard look at these areas, and has made a reasoned elaboration of the basis for its determination; and

**WHEREAS**, the proposed action has been labeled an “Unlisted” action under SEQRA.

**NOW, THEREFORE,**  
**BE IT RESOLVED** by the Town Board of the Town of Lancaster that:

1. This project, described as the installation of three (3) new panel antennas to their existing antenna platform, will not result in any large and important impacts and, therefore, it is an action will not result in any significant environmental impacts and hereby issues a negative declaration pursuant to SEQRA for the reasons stated herein.
2. The Town Clerk shall file a copy of the Negative Declaration in the file for the Project.
3. The Town Attorney's Office shall prepare and file a Notice of Determination of Non-Significance with the petitioner and with all required New York State and Erie County agencies, filing a copy of the letter of transmittal.
4. This resolution is effective immediately.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

|                          |       |     |
|--------------------------|-------|-----|
| COUNCIL MEMBER ABRAHAM   | VOTED | YES |
| COUNCIL MEMBER GACZEWSKI | VOTED | YES |
| COUNCIL MEMBER RUFFINO   | VOTED | YES |
| COUNCIL MEMBER WALTER    | VOTED | YES |
| SUPERVISOR COLEMAN       | VOTED | YES |

December 19, 2016

**NEGATIVE DECLARATION**  
**Determination of Non-Significance**

**Town of Lancaster Town Board**

**Dated: December 19, 2016**

This notice is issued pursuant to Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act) of the Environmental Conservation Law.

The Town of Lancaster Town Board (the “Town Board”), has reviewed the proposed co-location action of T-Mobile Northeast, LLC, on an existing cell Tower on +/- .43 acre parcel. The Town Board has determined the Project will not have a significant adverse environmental impact and that a Draft Environmental Impact Statement will not be prepared.

**Name of Action:** T-Mobile Northeast, LLC (Site I.D. No. 3ERB114A) co-location project.

**Location of Action:** South Penora Street (SBL No. 115.18-2-20), Lancaster, New York 14086, Erie County.

**SEQR Status:** Unlisted Action.

**Description of Action:** The installation the installation of three (3) new panel antennas to their existing antenna platform.

**Reasons Supporting this Determination:** Potential environmental impacts associated with the Project were identified in the Environmental Assessment Form. The Town analyzed the project under the criteria for determining significance identified in 6 NYCRR § 617.7(c)(1) and in accordance with 6 NYCRR § 617.7(c)(2) and (3). As indicated below based on each criterion specified in 6 NYCRR § 617.7(c)(1), the Project will not have a significant adverse impact on the environment.

1. **Impact on land – No impact.**
2. **Impact on Geological Features – No impact.**
3. **Impacts on Surface Water – No impact.**
4. **Impact on Groundwater – No impact.**
5. **Impact on Flooding – No impact.**
6. **Impact on Air – No impact.**
7. **Impact on Plants and Animals – No impact.**

8.    **Impact on Agricultural Resources – No impact.**
9.    **Impact on Aesthetic Resources – No impact.**
10.   **Impact on Historic and Archeological Resources – No impact.**
11.   **Impact on Open Space and Recreation – No impact.**
12.   **Impact on Critical Environmental Areas – N/A**
  - The Town of Lancaster has not established a Critical Environmental Area (CEA).
13.   **Impact on Transportation – No impact.**
14.   **Impact on Energy – No impact.**
15.   **Impact on Noise, Odor and Light – No impact.**
16.   **Impact on Human Health – No impact.**
17.   **Consistency with Community Plans – No impact.**
18.   **Consistency with Community Character – No impact.**

**For Further Information:**

|                   |   |
|-------------------|---|
| Contact Person:   | Kevin E. Loftus, Town Attorney                                      |
| Address:          | Town of Lancaster<br>21 Central Avenue<br>Lancaster, New York 14086 |
| Telephone Number: | (716) 684-3342  |

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCIL MEMBER ABRAHAM, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER GACZEWSKI, TO WIT:

**WHEREAS**, the Town Board is considering the proposed construction of a 6,600 Sft. single-story shop addition and office renovations to an existing building by **Thomann Asphalt** located at 56 Gunnville Road in the Town of Lancaster, and

**WHEREAS**, the Town of Lancaster Municipal Review Committee has reviewed the environmental impact of this construction project pursuant to SEQR regulations at their meeting on December 5, 2016 and recommended that a Negative Declaration be issued, and

**WHEREAS**, the Town Board has duly considered the plans for the building, the short Environmental Assessment Form, the criteria for determining significance set forth in 6 N.Y.C.R.R. § 617.7(c) of the State Environmental Quality Review Act (“SEQRA”) regulations, and such other information deemed appropriate, including the recommendation of the Municipal Review Committee; and

**WHEREAS**, the Town Board has identified the relevant areas of environmental concern, has taken a hard look at these areas, and has made a reasoned elaboration of the basis for its determination; and

**WHEREAS**, the proposed action has been labeled an “Unlisted” action under SEQRA.

**NOW, THEREFORE,**  
**BE IT RESOLVED** by the Town Board of the Town of Lancaster that:

1. This project, described as the proposed one-story 6600 square foot shop addition and office renovations on a developed 4.23± acre parcel will not result in any large and important impacts and, therefore, it is an action which will not have a significant adverse impact on the environment, and therefore the Board issues the attached negative declaration of environmental significance for the reasons stated therein.
2. The Town Clerk shall file a copy of the Negative Declaration in the file for the Project.
3. The Town Attorney's Office shall prepare and file a Notice of Determination of Non-Significance with the petitioner and with all required New York State and Erie County agencies, filing a copy of the letter of transmittal.
4. This resolution is effective immediately.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

|                          |       |     |
|--------------------------|-------|-----|
| COUNCIL MEMBER ABRAHAM   | VOTED | YES |
| COUNCIL MEMBER GACZEWSKI | VOTED | YES |
| COUNCIL MEMBER RUFFINO   | VOTED | YES |
| COUNCIL MEMBER WALTER    | VOTED | YES |
| SUPERVISOR COLEMAN       | VOTED | YES |

**NEGATIVE DECLARATION**  
**Determination of Non-Significance**

**Town of Lancaster Town Board**

**Dated: December 19, 2016**

This notice is issued pursuant to Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act) of the Environmental Conservation Law.

The Town of Lancaster Town Board (the “Town Board”), has reviewed the proposed one-story 6600 Sft shop addition and office renovations on a developed 4.23± acre parcel by Thomann Asphalt and the Town Board has determined the Project will not have a significant adverse environmental impact and that a Draft Environmental Impact Statement will not be prepared.

**Name of Action:** Thomann Asphalt Paving Corp. addition

**Location of Action:** 56 Gunnvile Road, Lancaster, New York 14086, Erie County.

**SEQR Status:** Unlisted Action.

**Description of Action:** The proposed one-story 6600 square foot shop addition and office renovations on a developed 4.23± acre parcel

**Reasons Supporting this Determination:** Potential environmental impacts associated with the Project were identified in the Environmental Assessment Form. The Town analyzed the project under the criteria for determining significance identified in 6 NYCRR § 617.7(c)(1) and in accordance with 6 NYCRR § 617.7(c)(2) and (3). As indicated below based on each criterion specified in 6 NYCRR § 617.7(c)(1), the Project will not have a significant adverse impact on the environment.

1. The proposed action will not create a material conflict with an adopted land use plan or zoning regulations.
2. The proposed action will not result in a change in the use or intensity of use of land.
3. The proposed action will not impair the character or quality of the existing community.
4. The Town of Lancaster has not established a Critical Environmental Area (CEA).
5. The proposed action will not result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway.
6. The proposed action will not cause an increase in the use of energy or fail to incorporate reasonably available energy conservation or renewable energy opportunities.
7. The proposed action will not impact existing public/private water supplies or public/private wastewater treatment utilities.
8. The proposed action will not impair the character or quality of important historic, archaeological, architectural or aesthetic resources.

- 9. The proposed action will not result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora or fauna).
- 10. The proposed action will not result in an increase in the potential for erosion, flooding or drainage problems.
- 11. The proposed action will not create a hazard to environmental resources or human health.

**For Further Information:**

|                   |                                |
|-------------------|--------------------------------|
| Contact Person:   | Kevin E. Loftus, Town Attorney |
|                   | Town of Lancaster              |
| Address:          | 21 Central Avenue              |
|                   | Lancaster, New York 14086      |
| Telephone Number: | (716) 684-3342                 |



THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCIL MEMBER ABRAHAM, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER WALTER, TO WIT:

**WHEREAS**, the Town Board is considering the proposed construction of a private 3-Lot Subdivision located at **455 Pleasant View Drive** by Barrett Greene in the Town of Lancaster, and

**WHEREAS**, the Town of Lancaster Municipal Review Committee has reviewed the environmental impact of this construction project pursuant to SEQR regulations at their meeting on December 5, 2016 and recommended that a Negative Declaration be issued, and

**WHEREAS**, the Town Board has duly considered the plans for the building, the short Environmental Assessment Form, the criteria for determining significance set forth in 6 N.Y.C.R.R. § 617.7(c) of the State Environmental Quality Review Act (“SEQRA”) regulations, and such other information deemed appropriate, including the recommendation of the Municipal Review Committee; and

**WHEREAS**, the Town Board has identified the relevant areas of environmental concern, is fully familiar with the proposed location and the surrounding parcels, has taken a hard look at these areas, and has made a reasoned elaboration of the basis for its determination; and

**WHEREAS**, the proposed action has been labeled an “Unlisted” action under SEQRA.

**NOW, THEREFORE,**  
**BE IT RESOLVED** by the Town Board of the Town of Lancaster that:

1. This project, described as seeking the necessary approvals and/or permits to develop a private 3-lot single-family residential development located on a 4.53± acres at 455 Pleasant View Drive will not result in any large and important impacts and, therefore, it is an action which will not have a significant adverse impact on the environment, and therefore the Board issues the attached negative declaration of environmental significance for the reasons stated therein.
2. The Town Clerk shall file a copy of the Negative Declaration in the file for the Project.
3. The Town Attorney's Office shall prepare and file a Notice of Determination of Non-Significance with the petitioner and with all required New York State and Erie County agencies, filing a copy of the letter of transmittal.
4. This resolution is effective immediately.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

|                          |       |     |
|--------------------------|-------|-----|
| COUNCIL MEMBER ABRAHAM   | VOTED | YES |
| COUNCIL MEMBER GACZEWSKI | VOTED | YES |
| COUNCIL MEMBER RUFFINO   | VOTED | YES |
| COUNCIL MEMBER WALTER    | VOTED | YES |
| SUPERVISOR COLEMAN       | VOTED | YES |

December 19, 2016

**NEGATIVE DECLARATION**  
**Determination of Non-Significance**

**Town of Lancaster Town Board**

**Dated: December 19, 2016**

This notice is issued pursuant to Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act) of the Environmental Conservation Law.

The Town of Lancaster Town Board (the “Town Board”), has reviewed the proposed private 3-lot single-family residential development located on a 4.53± acres at 455 Pleasant View Drive by Barrett Greene and the Town Board has determined the Project will not have a significant adverse environmental impact and that a Draft Environmental Impact Statement will not be prepared.

**Name of Action:** 455 Pleasant View Drive 3 Lot Development

**Location of Action:** 455 Pleasant View Drive, Lancaster, New York 14086, Erie County.

**SEQR Status:** Unlisted Action.

**Description of Action:** This project is described as seeking the necessary approvals and/or permits to develop a private 3-lot single-family residential development located on a 4.53± acres at 455 Pleasant View Drive in the Town of Lancaster, New York. Additional work will include a private shared driveway and all supporting site infrastructure for the development. The proposed project (“action”) includes all discretionary approvals and/or permits from the Town of Lancaster and involved agencies.

**Reasons Supporting this Determination:** Potential environmental impacts associated with the Project were identified in the Environmental Assessment Form. The Town analyzed the project under the criteria for determining significance identified in 6 NYCRR § 617.7(c)(1) and in accordance with 6 NYCRR § 617.7(c)(2) and (3). As indicated below based on each criterion specified in 6 NYCRR § 617.7(c)(1), the Project will not have a significant adverse impact on the environment.

1. The proposed action will not create a material conflict with an adopted land use plan or zoning regulations.
2. The proposed action will not result in a change in the use or intensity of use of land.
3. The proposed action will not impair the character or quality of the existing community.
4. The Town of Lancaster has not established a Critical Environmental Area (CEA).
5. The proposed action will not result in an adverse change in the existing level of traffic or affect existing infrastructure for mass transit, biking or walkway.
6. The proposed action will not cause an increase in the use of energy or fail to incorporate reasonably available energy conservation or renewable energy opportunities.

7. The proposed action will not impact existing public/private water supplies or public/private wastewater treatment utilities.
8. The proposed action will not impair the character or quality of important historic, archaeological, architectural or aesthetic resources.
9. The proposed action will not result in an adverse change to natural resources (e.g., wetlands, waterbodies, groundwater, air quality, flora or fauna).
10. The proposed action will not result in an increase in the potential for erosion, flooding or drainage problems.
11. The proposed action will not create a hazard to environmental resources or human health.

**For Further Information:**

|                   |   |
|-------------------|---|
| Contact Person:   | Kevin E. Loftus, Town Attorney<br>Town of Lancaster |
| Address:          | 21 Central Avenue<br>Lancaster, New York 14086      |
| Telephone Number: | (716) 684-3342                                      |

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCIL MEMBER ABRAHAM, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER GACZEWSKI, TO WIT:

**WHEREAS, Thomann Asphalt Paving Corp.,** has submitted a site plan prepared by Tredo Engineers, dated October 4, 2016 and received October 4, 2016 for the proposed construction of a 6,600 Sft. single-story shop addition and office renovations to the existing facility located at 56 Gunnville Road, in the Town of Lancaster, and

**WHEREAS,** the site plan for this project was submitted to the Planning Board and was approved at their October 19, 2016 meeting, and

**WHEREAS,** the Town, acting as lead agency has completed an environmental review on December 5, 2016, in conformance with SEQR (State Environmental Quality Review) regulations and on December 19, 2016 a Negative Declaration was issued.

**NOW, THEREFORE, BE IT**

**RESOLVED,** that the Town Board of the Town of Lancaster hereby approves the site plan submitted by Thomann Asphalt Paving Corp., and Tredo Engineers, dated October 4, 2016 and received October 4, 2016 for the proposed construction of a 6,600 Sft. single-story shop addition and office renovations to the existing facility located at 56 Gunnville Road, in the Town of Lancaster.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

|                          |       |     |
|--------------------------|-------|-----|
| COUNCIL MEMBER ABRAHAM   | VOTED | YES |
| COUNCIL MEMBER GACZEWSKI | VOTED | YES |
| COUNCIL MEMBER RUFFINO   | VOTED | YES |
| COUNCIL MEMBER WALTER    | VOTED | YES |
| SUPERVISOR COLEMAN       | VOTED | YES |

December 19, 2016

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCIL MEMBER WALTER, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER ABRAHAM, TO WIT:

**WHEREAS**, a Public Hearing was held on December 5, 2016 for the purpose of amending Chapter 46 -Vehicle and Traffic Ordinance of the Code of the Town of Lancaster and persons for and against such amendment have had an opportunity to be heard,

**WHEREAS**, a Notice of said Public Hearing was duly published and posted

**NOW, THEREFORE, BE IT  
RESOLVED**, as follows:

1. That Chapter 46, Vehicle and Traffic Ordinance of the Code of the Town of Lancaster be amended in the form attached hereto and made a part hereof;
2. That said amendment be added in the minutes of the meeting of the Town Board of the Town of Lancaster held on December 19, 2016;
3. That a Certified Copy thereof be published in the Lancaster Bee on December 22, 2016;
4. That a Certified Copy of the amendment be posted on the Town Bulletin Board:
5. That Affidavits of Publication and Posting be filed with the Town Clerk;
6. That the Highway Superintendent take whatever action is necessary to install signs in accordance with the Law.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

|                          |       |     |
|--------------------------|-------|-----|
| COUNCIL MEMBER ABRAHAM   | VOTED | YES |
| COUNCIL MEMBER GACZEWSKI | VOTED | YES |
| COUNCIL MEMBER RUFFINO   | VOTED | YES |
| COUNCIL MEMBER WALTER    | VOTED | YES |
| SUPERVISOR COLEMAN       | VOTED | YES |

December 19, 2016

**LEGAL NOTICE  
NOTICE OF ADOPTION  
AMENDMENT TO VEHICLE & TRAFFIC ORDINANCE  
TOWN OF LANCASTER, COUNTY OF ERIE, STATE OF NEW YORK**

**NOTICE IS HEREBY GIVEN** that the Vehicle and Traffic Ordinance of the Town of Lancaster, Erie County, New York, designated as Chapter 46 of the Code of the Town of Lancaster is hereby amended as follows:

**CHAPTER 46  
ARTICLE VIII -Stop Intersections; Non-Intersection Stops; Yield intersections**

**46-8.1 Stop Intersections designated, is hereby amended by adding thereto the following:**

**Cross Creek Subdivision**

| <b>STREET NAME</b>       | <b>INTERSECTING STREET</b> | <b>SIGN<br/>LOCATION</b> |
|--------------------------|----------------------------|--------------------------|
| <b>Tranquility Trail</b> | <b>Weathersfield Lane</b>  | <b>S.W. Corner</b>       |

**December 22, 2016**

**STATE OF NEW YORK    :**  
**COUNTY OF ERIE        :**  
**OF LANCASTER         :**

**THIS IS TO CERTIFY** that I, **DIANE M. TERRANOVA**, Town Clerk of the Town of Lancaster in the said Town of Lancaster in the said County of Erie, have compared the foregoing copy of an amendment to the Vehicle and Traffic Ordinance of the Town of Lancaster, with the original thereof filed in my office at Lancaster, New York on the 19<sup>th</sup> day of December, 2016 and that the same is a true and correct copy of said original, and of the whole thereof.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the Seal of said Town, this 19<sup>th</sup> day of December, 2016.

\_\_\_\_\_  
Diane M. Terranova, Town Clerk

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCIL MEMBER WALTER, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER GACZEWSKI, TO WIT:

**WHEREAS**, the Town Board of the Town of Lancaster entered into an agreement with New York State Industries for the Disabled to provide cleaning services for the Lancaster Police Headquarters and Court Building (Public Safety Building) located at 525 Pavement Road, Lancaster, New York, for the period of January 1, 2014 through December 31, 2014 through Southeast Works and K & K Janitorial Service, Inc., a Preferred Source Provider, and

**WHEREAS**, pursuant to the terms and conditions of the previous agreement, the contract can be extended annually by the Town for up to an additional five (5) years, subject to the approval of the Town Attorney and satisfaction of services provided to the Town, and

**WHEREAS**, the Town Board of the Town of Lancaster continues to be satisfied with the services provided at the Public Safety Building and deems it in the best interest of the community to exercise its right to extend the Cleaning Services Agreement with New York State Industries for the Disabled, a Preferred Source Provider whose services are provided through Southeast Works and K & K Janitorial Service, Inc., for a third renewal year, beginning January 1, 2017 and terminating December 31, 2017.

**NOW THEREFORE, BE IT**

**RESOLVED**, that the Supervisor be and is hereby authorized and directed to execute the third Renewal Option with New York State Industries for the Disabled to provide cleaning services for the Lancaster Police Headquarters and Court Building (Public Safety Building) located at 525 Pavement Road, Lancaster, New York for a term commencing January 1, 2017 and terminating December 31, 2017 through services provided by Southeast Works and K & K Janitorial Service, Inc., Preferred Source Providers, pursuant to the terms and conditions of the original contract from 2014.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

|                          |       |     |
|--------------------------|-------|-----|
| COUNCIL MEMBER ABRAHAM   | VOTED | YES |
| COUNCIL MEMBER GACZEWSKI | VOTED | YES |
| COUNCIL MEMBER RUFFINO   | VOTED | YES |
| COUNCIL MEMBER WALTER    | VOTED | YES |
| SUPERVISOR COLEMAN       | VOTED | YES |

December 19, 2016

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCIL MEMBER RUFFINO, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER WALTER, TO WIT:

**WHEREAS**, the Town is empowered to collect fees by appropriate resolution in an amount or amounts to be determined for the administration and of activities offered through the Town of Lancaster’s Parks, Recreation and Forestry Department as authorized in Town Code Chapter 29, Section 5 Identification and User Fees, and

**WHEREAS**, after review and consideration of the costs of these programs, and review of the fees charged by the Town and other communities, the Town Board of the Town of Lancaster believes in order to have the charges for the programs provided approximate the costs incurred to provide them, it is in the public’s interest to amend the fees charged, and

**WHEREAS**, Mark Lubera, Crew Chief of the Parks, Recreation and Forestry Department, by letter dated November 15, 2016, has requested that the Town Board adopt a revised fee structure for the Town of Lancaster’s various activities and facilities offered to become effective January 1, 2017;

**NOW, THEREFORE, BE IT  
RESOLVED**, that the following fee structures be and are hereby approved for the Town of Lancaster’s Parks, Recreation and Forestry Department’s activities, programs and facilities:

Town of Lancaster residents (res.) are given preference over non-residents (non-res.) for participation in programs.

Pavilion and Shelter Fee (res.only):

- Keysa Park Town Shelter \$50.00
- Meadow Lea Park Shelter \$25.00
- Westwood Pavilion \$100.00
- Westwood and Walden Pond Park Large Shelters \$50.00
- Westwood and Walden Pond Park Small Shelters \$30.00

Swim Program Fees:

- Family Swim (res. only) \$30.00
- Senior Swim (res. only) \$10.00
- Children & Youth Lessons \$20.00 (res.) \$35.00 (non-res.)
- Water Aerobics \$20.00 (res.) \$35.00 (non-res.)

Instructional Sports Programs:

- Tennis program (res. only) \$10.00
- Track and Field (res. only) \$10.00
- Girls’ Cheerleader Camp \$40.00 (res.) \$55.00 (non-res.)
- Boys & Girls Golf Camp \$40.00 (res.) \$55.00 (non-res.)
- Boys & Girls Lacrosse Camp \$40.00 (res.) \$55.00 (non-res.)
- Boys & Girls Volleyball Camp \$40.00 (res.) \$55.00 (non-res.)
- Boys Wrestling \$25.00 (res.) \$50.00 (non-res.)
- Daily Summer Playground Arts and Crafts .50/craft

Adult Kickball League Fee: \$60.00/team \$25.00/P.P. (non-res.)



|                                 |         |  |
|---------------------------------|---------|--|
| Organized Basketball Fees:      |         |  |
| ▪ Boys and Girls Summer Outdoor | \$10.00 |  |
| ▪ Boys and Girls Fall/Winter    | \$25.00 |  |
| ▪ Men’s Choose Up               | \$15.00 |  |

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

|                          |       |     |
|--------------------------|-------|-----|
| COUNCIL MEMBER ABRHAM    | VOTED | YES |
| COUNCIL MEMBER GACZEWSKI | VOTED | YES |
| COUNCIL MEMBER RUFFINO   | VOTED | YES |
| COUNCIL MEMBER WALTER    | VOTED | YES |
| SUPERVISOR COLEMAN       | VOTED | YES |

December 19, 2016

THE FOLLOWING RESOLUTION WAS OFFERED  
BY MEMBER ABRAHAM, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER GACZEWSKI, TO WIT:

**WHEREAS**, the Town Board of the Town of Lancaster has held a public hearing on December 5, 2016, pursuant to Chapter 50-Zoning, Section 46 entitled Special use permits, of the Code of the Town of Lancaster upon the application of **Gregory Sojka**, of **Greg’s Tree Service**, for a Special Use Permit to operate a **contractor’s storage yard** including cold storage in a 16 x 30 existing garage on premises locally known as 1230 Town Line, Lancaster, New York, currently zoned General Industrial (GI), in the Town of Lancaster, Erie County, New York, and

**WHEREAS**, persons for and against such Special Use Permit have had an opportunity to be heard;

**NOW, THEREFORE, BE IT**

**RESOLVED**, that pursuant to Chapter 50-Zoning, Section 25, General Industrial District (G.I),(B) Permitted Uses, (1) Principal structures and uses, (n) Contracting or construction services, of the Code of Town of Lancaster, the Town Board of the Town of Lancaster does hereby grant a Special Use Permit to **Gregory Sojka**, of **Greg’s Tree Service**, to operate a contractor’s storage yard including cold storage in a 16 x 30 existing garage on premises locally known as 1230 Town Line, in the Town of Lancaster, New York, upon the conditions as set forth in the Zoning Ordinance and the following conditions:

- 1. Permit shall expire on December 31, 2017. The original applicant can renew the permit at no additional cost provided it is for the same location that the original permit was issued under.
- 2. Applicant will authorize representatives from the Building Inspector’s Office to enter the premises upon reasonable notice to inspect the premises to verify compliance with this permit.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

|                          |       |     |
|--------------------------|-------|-----|
| COUNCIL MEMBER ABRAHAM   | VOTED | YES |
| COUNCIL MEMBER GACZEWSKI | VOTED | YES |
| COUNCIL MEMBER RUFFINO   | VOTED | YES |
| COUNCIL MEMBER WALTER    | VOTED | YES |
| SUPERVISOR COLEMAN       | VOTED | YES |

December 19, 2016

THE FOLLOWING RESOLUTION WAS OFFERED  
BY MEMBER ABRAHAM, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER WALTER, TO WIT:

**WHEREAS**, the Town Board of the Town of Lancaster has held a public hearing on December 5, 2016, pursuant to Chapter 50-Zoning, Section 46 entitled Special use permits, of the Code of the Town of Lancaster upon the application of **Gregory Sojka**, of **Greg’s Tree Service**, for a Special Use Permit to store mulch on premises locally known as 1230 Town Line, Lancaster, New York, currently zoned General Industrial (GI), in the Town of Lancaster, Erie County, New York, and

**WHEREAS**, persons for and against such Special Use Permit have had an opportunity to be heard;

**NOW, THEREFORE, BE IT**

**RESOLVED**, that pursuant to Chapter 50-Zoning, Section 25 General Industrial District (G.I),(B) Permitted Uses, (2) Accessory Structures and Uses of the Code of Town of Lancaster, the Town Board of the Town of Lancaster does hereby grant a Special Use Permit to **Gregory Sojka**, of **Greg’s Tree Service**, to store mulch on premises locally known as 1230 Town Line, in the Town of Lancaster, New York, upon the conditions as set forth in the Zoning Ordinance and the following conditions:

- 1. No more than 200 cubic yards are to be stored at one time on this site.
- 2. Permit shall expire on December 31, 2017. The original applicant can renew the permit at no additional cost provided it is for the same location that the original permit was issued under.
- 3. Applicant will authorize representatives from the Building Inspector’s Office to enter the premises upon reasonable notice to inspect the premises to verify compliance with this permit.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

|                          |       |     |
|--------------------------|-------|-----|
| COUNCIL MEMBER ABRAHAM   | VOTED | YES |
| COUNCIL MEMBER GACZEWSKI | VOTED | YES |
| COUNCIL MEMBER RUFFINO   | VOTED | YES |
| COUNCIL MEMBER WALTER    | VOTED | YES |
| SUPERVISOR COLEMAN       | VOTED | YES |

December 19, 2016

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR COLEMAN, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER ABRAHAM, TO WIT:

**WHEREAS**, the Park Crew Chief of the Parks, Recreation and Forestry Department of the Town of Lancaster, by letter dated December 12, 2016 has recommended the appointment of the following individual(s) to the following part-time permanent position(s).

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the following individual(s) are hereby appointed to the following part-time permanent position(s) in the Parks, Recreation and Forestry Department, working not more than nineteen and three-quarter hours per week, and that these being part-time position(s), provide no health insurance, sick days, vacations, or other fringe benefits not specifically mandated for part-time permanent employees:

| <u>NAME</u>                                | <u>POSITION</u>      | <u>PAY RATE<br/>PER HOUR</u> | <u>EFFECTIVE<br/>DATE</u> |
|--|----------------------|------------------------------|---------------------------|
| Brandon Becker (new hire)<br>Lancaster, NY | Recreation Attendant | \$9.00                       | December 5, 2016          |
| Willard Hunter (new hire)<br>Lancaster, NY | Recreation Attendant | \$9.00                       | December 5, 2016          |

**BE IT FURTHER,**

**RESOLVED**, that the Supervisor of the Town of Lancaster shall be authorized to take all necessary action to implement the foregoing.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

|                          |       |     |
|--------------------------|-------|-----|
| COUNCIL MEMBER ABRAHAM   | VOTED | YES |
| COUNCIL MEMBER GACZEWSKI | VOTED | YES |
| COUNCIL MEMBER RUFFINO   | VOTED | YES |
| COUNCIL MEMBER WALTER    | VOTED | YES |
| SUPERVISOR COLEMAN       | VOTED | YES |

December 19, 2016

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR COLEMAN, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER ABRAHAM, TO WIT:

**WHEREAS**, Grantmakers Advantage, Inc., a grant writing/consultant firm, has furnished an Agreement to the Town of Lancaster, which sets forth the grant writing and consulting services to be provided and fee schedule, and

**WHEREAS**, the Town Board and the Town Attorney have reviewed the beforementioned Agreement and deem it to be in the public’s interest to retain said firm to provide grant writing/consultant services for the years 2017 and 2018 in accordance with the terms and conditions contained therein.

**NOW, THEREFORE, BE IT  
RESOLVED**, that the Town Board of the Town of Lancaster hereby authorizes the Town Supervisor to execute the agreement with Grantmakers Advantage, Inc., with offices located at 7 Marina Park South, Buffalo, New York 14202 for the purpose of providing grant writing/consultant services to the Town of Lancaster for the years 2017 and 2018 in accordance with the terms and conditions contained therein.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

|                          |       |     |
|--------------------------|-------|-----|
| COUNCIL MEMBER ABRAHAM   | VOTED | YES |
| COUNCIL MEMBER GACZEWSKI | VOTED | YES |
| COUNCIL MEMBER RUFFINO   | VOTED | YES |
| COUNCIL MEMBER WALTER    | VOTED | YES |
| SUPERVISOR COLEMAN       | VOTED | YES |

December 19, 2016

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCIL MEMBER RUFFINO, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER WALTER, TO WIT:

**WHEREAS**, Mark Lubera, Park Crew Chief of the Parks Recreation & Forestry Department of the Town of Lancaster, has requested permission to purchase a steam pressure washer for use by the Parks Recreation & Forestry Department, and

**WHEREAS**, the Park Crew Chief, obtained two (2) price quotes for the purchase of a new steam pressure washer in accordance with the Town of Lancaster’s Procurement Policy, and

**WHEREAS**, by letter dated December 12, 2016, Mark Lubera, has recommended that the Town of Lancaster purchase an Ameristeam/All American Series HW5030 5GPM Steam Pressure Washer from Ameristeam, in the amount of \$6,727.24, per their quote (Estimate No. 1681) dated December 5, 2016, and

**WHEREAS**, funding for the purchase is available from the Other Motorized Equipment Budget, Line Item 01.7110.0230.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the Town Board of the Town of Lancaster hereby approves the purchase of an Ameristeam/All American Series HW5030 5GPM Steam Pressure Washer from Ameristeam, 275 Cooper Avenue, Tonawanda, NY 14150 in accordance with their quote (Estimate No. 1681) dated December 5, 2016 in the amount not to exceed \$6,727.24, to be paid for with funds available in the Other Motorized Equipment Budget, Line Item 01.7110.0230.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

|                          |       |     |
|--------------------------|-------|-----|
| COUNCIL MEMBER ABRAHAM   | VOTED | YES |
| COUNCIL MEMBER GACZEWSKI | VOTED | YES |
| COUNCIL MEMBER RUFFINO   | VOTED | YES |
| COUNCIL MEMBER WALTER    | VOTED | YES |
| SUPERVISOR COLEMAN       | VOTED | YES |

December 19, 2016

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCIL MEMBER ABRAHAM, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER GACZEWSKI TO WIT:

**WHEREAS,** the Town of Lancaster has received a request from Upstate Cellular Network d/b/a Verizon, to permit a co-location (Location Code 316995-Nichter Rd.) on a telecommunications tower located on privately owned property at 69 Cemetery Road (SBL No. 105.00-5-46) in the Town of Lancaster under lease to SBA Properties, Inc. (Site I.D. No. NY 08137-S), and

**WHEREAS,** the Town Code §50-41.3 provides that cell tower co-locators maybe placed on the tower only after the proposed co-location has been approved by the Town Board following an environmental review, and

**WHEREAS,** a SEQR review was completed on the proposed cell tower co-location December 5, 2016 and on December 19, 2016 a Negative Declaration was issued, and,

**WHEREAS,** the Town Board of the Town of Lancaster has given due review and consideration to the co-location.

**NOW THEREFORE, BE IT**

**RESOLVED,** that the Town Board of the Town of Lancaster hereby approves the August 26, 2016 drawings submitted by Upstate Cellular Network d/b/a Verizon and authorizes them to co-locate (Location Code 316955-Nichter Rd.) on the SBA Properties, Inc. existing telecommunications tower (Site I.D. No. NY 08137-S), located at 69 Cemetery Road in the Town of Lancaster in accordance with the provisions set forth under Town Code §30-4 (C)(3).

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

|                          |       |     |
|--------------------------|-------|-----|
| COUNCIL MEMBER ABRAHAM   | VOTED | YES |
| COUNCIL MEMBER GACZEWSKI | VOTED | YES |
| COUNCIL MEMBER RUFFINO   | VOTED | YES |
| COUNCIL MEMBER WALTER    | VOTED | YES |
| SUPERVISOR COLEMAN       | VOTED | YES |

December 19, 2016

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCIL MEMBER ABRAHAM, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER WALTER, TO WIT:

**WHEREAS,** the Town of Lancaster has received a request from T-Mobile, Northeast, LLC, to permit a co-location (Site I.D. No. 3ERB114A) on a telecommunications tower located on Town-owned property on S. Penora Street (SBL No. 115.18-2-20) in the Town of Lancaster under lease with Crown Castle (Crown Atlantic Company, LLC) (Site I.D. No. 816697), and

**WHEREAS,** the Town Code §50-41.3 provides that cell tower co-locators maybe placed on the tower only after the proposed co-location has been approved by the Town Board following an environmental review, and

**WHEREAS,** a SEQR review was completed on the proposed cell tower co-location December 5, 2016 and on December 19, 2016 a Negative Declaration was issued, and,

**WHEREAS,** the Town Board of the Town of Lancaster has given due review and consideration to the co-location.

**NOW THEREFORE, BE IT**

**RESOLVED,** that the Town Board of the Town of Lancaster hereby approves the August 17, 2016 drawings submitted by T-Mobile Northeast, LLC and authorizes them to co-locate (Site I.D. No. 3ERB114A) on the Crown Castle (Crown Atlantic Company, LLC) existing telecommunications tower (Site I.D. No. 816697), located on S. Penora Street in the Town of Lancaster in accordance with the provisions set forth under Town Code §30-4 (C)(3).

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

|                          |       |     |
|--------------------------|-------|-----|
| COUNCIL MEMBER ABRAHAM   | VOTED | YES |
| COUNCIL MEMBER GACZEWSKI | VOTED | YES |
| COUNCIL MEMBER RUFFINO   | VOTED | YES |
| COUNCIL MEMBER WALTER    | VOTED | YES |
| SUPERVISOR COLEMAN       | VOTED | YES |

December 19, 2016



THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR COLEMAN, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER ABRAHAM, TO WIT:

**WHEREAS**, upon reviewing the budgetary accounts of the Town of Lancaster, the Supervisor has determined the need for various adjustments to the 2016 Adopted Budget of the Town of Lancaster,

**NOW, THEREFORE, BE IT**

**RESOLVED** that the following Budget Amendments be and are hereby approved in the 2016 adopted budget of the Town of Lancaster:

| <b>General Fund - Townwide</b>                                 | <u>Increase</u> |
|--|-----------------|
| 01-510 Estimated Revenues                                      | 50,352          |
| 01-0001-4910 Federal Aid – Community Development Block Grant   | 50,352          |
| 01-599 Appropriated Fund Balance                               | 131,000         |
| 01-960 Budget Appropriations                                   | 181,352         |
| 01-1480-410 Public Info/Service (Town Website), Prof. Services | 12,000          |
| 01-1620-260 Buildings Maintenance, Other Capital Outlay        | 107,000         |
| 01-3510-220 Dog Control, Other Capital Outlay                  | 12,000          |
| 01-7610-225 Programs for the Aging, Trucks & Related           | 50,352          |
| <br><b><u>Tree Planting Fee Fund</u></b>                       |                 |
| 33-599 Appropriated Fund Balance                               | 30,000          |
| 33-960 Budget Appropriations                                   | 30,000          |
| 33-8000-400 Home & Community Services, Contractual Expenses    | 30,000          |

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

|                          |       |     |
|--------------------------|-------|-----|
| COUNCIL MEMBER ABRAHAM   | VOTED | YES |
| COUNCIL MEMBER GACZEWSKI | VOTED | YES |
| COUNCIL MEMBER RUFFINO   | VOTED | YES |
| COUNCIL MEMBER WALTER    | VOTED | YES |
| SUPERVISOR COLEMAN       | VOTED | YES |

December 19, 2016

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR COLEMAN, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER WALTER, TO WIT:

**WHEREAS**, it is necessary to make various adjustments to the 2016 budget accounts of the Town of Lancaster at the close of Town business on December 31, 2016.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the Supervisor of the Town of Lancaster be and hereby is authorized and directed to make such adjustments to all over-expended accounts from available unexpended funds within the 2016 budget, including unappropriated fund balances and also including the adjustment of estimated revenues and corresponding appropriation accounts for grant or other funds received and/or to be received in or for 2016 upon the close of business on December 31, 2016.

The question of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

|                          |       |     |
|--------------------------|-------|-----|
| COUNCIL MEMBER ABRAHAM   | VOTED | YES |
| COUNCIL MEMBER GACZEWSKI | VOTED | YES |
| COUNCIL MEMBER RUFFINO   | VOTED | YES |
| COUNCIL MEMBER WALTER    | VOTED | YES |
| SUPERVISOR COLEMAN       | VOTED | YES |

December 19, 2016

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCIL MEMBER GACZEWSKI, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER ABRAHAM, TO WIT:

**WHEREAS,** Dan Amatura, Highway Superintendent, has requested the purchase of a Rotary Screw Model Compressed Air System (Compressor: ST1112RD; Dryer: RN75 with 120 gal. auto drain tank and accessories) to be used in the Highway storage building and will be installed by Highway personnel, and

**WHEREAS,** the Highway Superintendent, requested two (2) quotes for the purchase of a Rotary Screw Model Compressed Air System in accordance with the Town of Lancaster’s Procurement Policy, and

**WHEREAS,** by letter dated December 13, 2016, Daniel Amatura has recommended that the Town of Lancaster purchase the Rotary Screw Model Compressed Air System from Comairco, in the amount of \$9,276.00 per their proposal # Q-0011226CEI dated November 29, 2016, and

**NOW, THEREFORE, BE IT**

**RESOLVED,** The Town Board of the Town of Lancaster hereby approves the purchase of a Rotary Screw Model Compressed Air System (Compressor: ST1112RD; Dryer: RN75 with 120 gal. auto drain tank and accessories) from Comairco, 3250 Union Road, Buffalo, New York 14227 as proposed by Highway Superintendent, Daniel Amatura, for an amount not to exceed \$9,276.00 per their proposal # Q-0011226CEI dated November 29, 2016 and authorizes the Supervisor to execute said proposal acceptance; this sum will be paid from the Highway Department’s April 15, 2013, amended December 15, 2014, Town Storage Building Construction Bond.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

|                          |       |     |
|--------------------------|-------|-----|
| COUNCIL MEMBER ABRAHAM   | VOTED | YES |
| COUNCIL MEMBER GACZEWSKI | VOTED | YES |
| COUNCIL MEMBER RUFFINO   | VOTED | YES |
| COUNCIL MEMBER WALTER    | VOTED | YES |
| SUPERVISOR COLEMAN       | VOTED | YES |

December 19, 2016

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCIL MEMBER GACZEWSKI, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER WALTER, TO WIT:

**WHEREAS**, on May 16, 2016, the Town Board of the Town of Lancaster adopted a resolution authorizing the Town to enter into a contract with E.J. Militello Concrete, Inc., to repair or replace curbs, sidewalks and aprons at various locations throughout the Town of Lancaster for an amount not to exceed \$20,000.00, and

**WHEREAS**, by letter dated December 8, 2016, Town Highway Superintendent, Dan Amatura, is requesting that the resolution adopted on May 16, 2016 be amended to include an additional allocation of \$15,000.00, and

**WHEREAS**, the Town Board of the Town of Lancaster approves this amendment request as it is in conformance with New York State General Municipal Law §104(b);

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the resolution adopted May 16, 2016, authorizing the Town to enter into a contract with E.J. Militello Concrete, Inc., to repair or replace curbs, sidewalks and aprons at various locations throughout the Town of Lancaster for an amount not to exceed \$20,000.00 be and is hereby amended to include an additional allocation of \$15,000.00 bringing the total allotment to an amount not to exceed \$35,000.00.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

|                          |       |     |
|--------------------------|-------|-----|
| COUNCIL MEMBER ABRAHAM   | VOTED | YES |
| COUNCIL MEMBER GACZEWSKI | VOTED | YES |
| COUNCIL MEMBER RUFFINO   | VOTED | YES |
| COUNCIL MEMBER WALTER    | VOTED | YES |
| SUPERVISOR COLEMAN       | VOTED | YES |

December 19, 2016

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR COLEMAN, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER GACZEWSKI, TO WIT:

**WHEREAS**, Simoncelli Electric, Inc., 480 Lakeview Avenue, Orchard Park, New York, 14127 has applied to the Town Board of the Town of Lancaster for a permit to construct a Public Improvement upon real property in the Town of Lancaster within Creekside @ Pleasant Meadows/Magrum Lane, and

**WHEREAS**, the Town Engineer has certified on the following permit application that he has reviewed the improvement plan and permit application for the installation of the public improvement requested, and that it conforms to the Ordinances of the Town of Lancaster.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that Public Improvement Permit Application No.761 of Simoncelli Electric, Inc., 480 Lakeview Avenue, Orchard Park, New York 14127, for the installation of:

|                                   |   |
|-----------------------------------|---|
| P.I.P. No. 761<br>(Street Lights) | Creekside @ Pleasant Meadows/Magrum Lane,<br>Installation of six (6) street lights – 50 watt HPS, per<br>Town specifications. |
|-----------------------------------|---|

be and is hereby approved and the installation of the improvement requested be and is hereby authorized.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

|                          |       |     |
|--------------------------|-------|-----|
| COUNCIL MEMBER ABRAHAM   | VOTED | YES |
| COUNCIL MEMBER GACZEWSKI | VOTED | YES |
| COUNCIL MEMBER RUFFINO   | VOTED | YES |
| COUNCIL MEMBER WALTER    | VOTED | YES |
| SUPERVISOR COLEMAN       | VOTED | YES |

December 19, 2016

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR COLEMAN, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER WALTER, TO WIT:

**WHEREAS**, Simoncelli Electric, Inc., 480 Lakeview Avenue, Orchard Park, New York, 14127 has applied to the Town Board of the Town of Lancaster for a permit to construct a Public Improvement upon real property in the Town of Lancaster within Summerfield Farms Phase V, and

**WHEREAS**, the Town Engineer has certified on the following permit application that he has reviewed the improvement plan and permit application for the installation of the public improvement requested, and that it conforms to the Ordinances of the Town of Lancaster.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that Public Improvement Permit Application No.762 of Simoncelli Electric, Inc., 480 Lakeview Avenue, Orchard Park, New York 14127, for the installation of:

|                                   |   |
|-----------------------------------|---|
| P.I.P. No. 762<br>(Street Lights) | Summerfield Farms Phase V, installation of<br>seventeen (17) street lights – 50 watt HPS, per<br>Town specifications. |
|-----------------------------------|---|

be and is hereby approved and the installation of the improvement requested be and is hereby authorized.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

|                          |       |     |
|--------------------------|-------|-----|
| COUNCIL MEMBER ABRAHAM   | VOTED | YES |
| COUNCIL MEMBER GACZEWSKI | VOTED | YES |
| COUNCIL MEMBER RUFFINO   | VOTED | YES |
| COUNCIL MEMBER WALTER    | VOTED | YES |
| SUPERVISOR COLEMAN       | VOTED | YES |

December 19, 2016

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR COLEMAN, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER ABRAHAM, TO WIT:

WHEREAS, BOWMANSVILLE VOLUNTEER FIRE ASSOCIATION, INC., MILLGROVE VOLUNTEER FIRE DEPARTMENT, INC., TOWN LINE VOLUNTEER FIRE DEPARTMENT, INC., and TWIN DISTRICT VOLUNTEER FIRE COMPANY, INC., have heretofore entered into contracts with the Town of Lancaster to furnish Fire Protection Services to the Town of Lancaster, and

WHEREAS, separate hearings on each Fire Protection Contract for the above fire companies were held on December 19, 2016, pursuant to legal notice duly given;

NOW, THEREFORE, BE IT  
RESOLVED, as follows:

1. That in accordance with Section 184 of the Town Law of the State of New York, the Town Board of the Town of Lancaster hereby determines it is in the public interest to enter into Fire Protection Contracts with said fire companies, effective January 1, 2017, upon the following general terms, to wit:

A. Each fire company shall answer and attend upon all calls within the Fire Protection District, and provide emergency first aid and rescue services as defined in Section 184 of the Town Law and Section 209-b of the General Municipal Law, in that territory described in said proposed contract filed in the Town Clerk's Office.

B. For such services, the said fire company shall receive payment for three (3) years commencing January 1, 2017 and terminating December 31, 2019 as expressly written in said contract.

C. Such other incidental terms as may be necessary or proper in connection with such Fire Protection Contracts

2. That the Supervisor execute and deliver an Agreement incorporating said terms to said fire companies.

The question of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

|                          |       |     |
|--------------------------|-------|-----|
| COUNCIL MEMBER ABRAHAM   | VOTED | YES |
| COUNCIL MEMBER GACZEWSKI | VOTED | YES |
| COUNCIL MEMBER RUFFINO   | VOTED | YES |
| COUNCIL MEMBER WALTER    | VOTED | YES |
| SUPERVISOR COLEMAN       | VOTED | YES |

December 19, 2016

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR COLEMAN, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER GACZEWSKI, TO WIT:

**WHEREAS**, the Supervisor of the Town of Lancaster has determined that certain of the Town’s Capital Projects are deemed to be completed, and

**WHEREAS**, the Town Board wishes to officially close said projects and, where applicable, properly direct the disposition of the unexpended cash balances of these projects,

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the Capital Projects listed below are hereby deemed complete and that their respective accounts on the Town’s books be closed except that those accounts which are necessary to properly record the liability associated with any and all outstanding debt of the projects and/or subsequent retirement of said debt shall be closed after said debt is retired, and

**BE IT FURTHER**

**RESOLVED**, that where applicable, the project cash balances listed below be transferred to the Reserve for Debt Service account of the operating fund specified below:

| <u>Project Name/Description</u> | <u>Fund No.</u> | <u>Date Authorized</u> | <u>Project Balance</u> | <u>Operating Fund</u>  |
|---------------------------------|-----------------|------------------------|------------------------|------------------------|
| Recon. Various Bridges          | 178             | 04/02/2012             | 11,345.74              | Highway Fund, Townwide |
| Recon. Culverts/Rd Stab.        | 184             | 04/15/2013             | 60,097.33              | Highway Fund – TOV     |
| Recon. Lincoln St. Bridge       | 187             | 11/17/2014             | 15,427.74              | Highway Fund, Townwide |

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

|                          |       |     |
|--------------------------|-------|-----|
| COUNCIL MEMBER ABRAHAM   | VOTED | YES |
| COUNCIL MEMBER GACZEWSKI | VOTED | YES |
| COUNCIL MEMBER RUFFINO   | VOTED | YES |
| COUNCIL MEMBER WALTER    | VOTED | YES |
| SUPERVISOR COLEMAN       | VOTED | YES |

December 19, 2016



THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCIL MEMBER RUFFINO, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER WALTER, TO WIT:

**WHEREAS**, the Town of Lancaster Senior Center has planned for residents to attend an event at Kleinhans Music Hall on December 16, 2016, and

**WHEREAS**, there are were no Town vans available to use to transport the residents, the Recreation Leader at the Senior Center arranged to rent a van from Aries Transportation Services Inc., at a cost of \$150.00 which will be operated by a Town Senior Center Van Driver, and

**WHEREAS**, the Town Attorney has reviewed the proposed rental and drafted an agreement for indemnification purposes, the Town Board of the Town of Lancaster has determined that it is in the best interest of the Town to enter into the agreement with Aries Transportation Services, Inc. for use of their van.

**NOW THEREFORE, BE IT**

**RESOLVED**, that the Supervisor be and is hereby authorized and directed to execute a agreement with Aries Transportation Services Inc., to rent one van to transport 18 residents to an event at Kleinhans Music Hall on December 16, 2016 with fees to be paid for with a portion provided by the participants and the other portion coming from Senior Center Rentals Budget Line Item 01.7610.0409.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

|                          |       |     |
|--------------------------|-------|-----|
| COUNCIL MEMBER ABRAHAM   | VOTED | YES |
| COUNCIL MEMBER GACZEWSKI | VOTED | YES |
| COUNCIL MEMBER RUFFINO   | VOTED | YES |
| COUNCIL MEMBER WALTER    | VOTED | YES |
| SUPERVISOR COLEMAN       | VOTED | YES |

December 19, 2016

## **COMMUNICATIONS & REPORTS**

- 772. James J. Formato to Supervisor and Town Board –  
Notification of retirement effective January 3, 2017.  
Disposition = Received & Filed**
- 773. Town Clerk to Town Board –  
Town Clerk Monthly Report for November 2017. Disposition = Received & Filed**
- 774. Captain Marco Laurienzo to Supervisor and Town Board –  
Request for 2003 Chevy Trailblazer to be deemed surplus property to be sold at  
public auction. Disposition = For Resolution**
- 775. Captain Marco Laurienzo to Supervisor and Town Board –  
Request for increase in hourly rate for crossing guards effective January 1, 2017.  
Disposition = For Resolution**
- 776. Charter Communications to Supervisor –  
Developments affecting Time Warner Cable subscribers in the Western New York  
Division. Disposition = Received & Filed**
- 777. Erie County Dept. of Environment & Planning to Supervisor –  
Draft Substantial Amendment to the 2016 Action Plan Component of the  
2015-2019 Five-Year Consolidated Plan. Disposition = Received & Filed**
- 778. Park Crew Chief to Supervisor and Town Board –  
Request for resolution appointing two individuals to the position of part-time  
permanent employee in the Parks, Recreation and Forestry Dept. for the  
fall/winter of 2016-2017. Disposition = Resolution 12/19/16**
- 779. Park Crew Chief to Supervisor and Town Board –  
Request for resolution to purchase an Ameristeam series HW5030 Steam  
Pressure Wash from Ameristeam, 275 Cooper Avenue, Tonawanda, NY.  
Disposition = Resolution 12/19/16**
- 780. Town Attorney to Town Board and Planning Board –  
SEQR response from NYS Dept. of Transportation regarding 455 Pleasant View  
Subdivision (Proj.#5051), Seneca Place 2-Lot Residential Development (Proj.1750)  
and Schuster 3-Lot Subdivision (Proj.#1610). Disposition = Planning Committee**
- 781. NYS Dept. of Environmental Conservation to Supervisor –  
Town of Lancaster Lead Agency designation for South Peppermint Road Pit  
Modification. Disposition = Planning Committee**
- 782. Highway Superintendent to Town Board –  
Request for resolution to purchase a Compressed Air System, dryer, tank and  
accessories from Comairco Sales, 3250 Union Rd., Buffalo, NY.  
Disposition = Resolution 12/19/16**
- 783. Highway Superintendent to Town Board –  
Information regarding an environmentally friendly deicing liquid used to  
treat salt to prevent snow and ice from freezing to the pavement called  
Magic Minus Zero. Disposition = Received & Filed**
- 784. Harvey and Carol Wahl to Town Board –  
Opposition to development of Fox Valley Estates.  
Disposition = Planning Committee**
- 785. Planning Board Chairman to Planning Board, Town Board, Engineering  
Consultant, Town Attorney, Highway Superintendent and Building & Zoning  
Inspector –  
Draft minutes from December 7, 2016 Planning Board meeting.  
Disposition = Planning Committee**

- 786. Lancaster Senior Center Director to Supervisor –  
Letter of resignation from piano teacher Linda Frost effective December 29, 2016.  
Disposition = Received & Filed**
- 787. Highway Superintendent to Town Board –  
Change order for curb, sidewalk and apron replacement.  
Disposition = Resolution 12/19/16**
- 788. Highway Superintendent to Supervisor –  
Information regarding the change order for concrete work which was  
approved May 16, 2016. Disposition = Resolution 12/19/16**
- 789. Ron Rozler, Disaster Coordinator to Town Board –  
Request for re-appointment to the position of Natural Disaster Services  
Coordinator for the Town of Lancaster. Disposition = For Resolution**
- 790. Town Clerk to Town Board –  
Summaries of taxes collected for each of 5 school districts, a consolidated  
report of the 2016-2017 school tax collection and tax warrants.  
Disposition = Received & Filed**
- 791. NYS Assemblyman David DiPietro to Town Clerk –  
Acknowledgement of receipt of the Town of Lancaster resolution supporting  
the Citizens for Regional Transit petition for new sustainable funding for public  
transportation. Disposition = Received & Filed**
- 792. Park Crew Chief to Supervisor and Town Board –  
Request for resolution to adjust the rate of pay effective January 1, 2017, for  
employees in the Parks, Recreation & Forestry Dept. and Senior Center due to  
the minimum wage increase. Disposition = For Resolution**

**ADJOURNMENT:**

**ON MOTION OF COUNCIL MEMBER ABRAHAM AND SECONDED BY COUNCIL MEMBER GACZEWSKI AND CARRIED,** the meeting was adjourned in memory of Edward Gulliford, Harley E. Scott and Harold Simme at 8:08 P.M.

Signed\_\_\_\_\_

Diane M. Terranova, Town Clerk